

## Message Text

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ORIGIN EA-14

INFO OCT-01 ISO-00 CIAE-00 COME-00 DODE-00 EB-11 FMC-04

INR-10 NSAE-00 RSC-01 CG-00 COA-02 DLOS-06 FEA-02 L-03

/054 R

DRAFTED BY EB/MA:JMGARNER;RKBANK:EC

APPROVED BY EB/MA:RAWEBB

MARAD:WSANSONE

MARAD:KGREENE

EA/PHL:RWILLNER

----- 112667

R 042142Z MAR 74

FM SECSTATE WASHDC

TO AMEMBASSY MANILA

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E.O. 11652: N/A

TAGS: ETRN, RP, PH

SUBJECT: SAFETY FACTOR IN FUEL BUNKERING

REF: A) MANILA 2149; B) MANILA 2259

1. RE: REF A, PARA 3, USCG REGULATIONS DO NOT PROVIDE ANY ABSOLUTE SAFETY FACTOR CONCERNING BUNKERING FUEL SINCE FACTOR WOULD VARY FROM VESSEL TO VESSEL AND WOULD BE ALSO DEPENDENT ON VESSEL'S SPEED AND ULTIMATE DESTINATION, AMONG OTHER VARIABLES. HOWEVER, LACK OF ADEQUATE FUEL TO REACH ULTIMATE DESTINATION COULD BE CITED AS PRIMA FACIE EVIDENCE OF NEGLIGENCE ON THE PART OF THE VESSEL OPERATOR AND/OR MASTER SHOULD VOYAGE BE DELAYED OR ABORTED. US MARITIME ADMINISTRATION INSURANCE DIVISION STATES THERE ARE NO GENERAL INSURANCE RULES APPLICABLE FOR BUNKERING SAFETY FACTOR BUT THAT LACK OF FUEL IF DETERMINED TO BE NEGLIGENCE ON THE PART OF THE MASTER COULD AFFECT MARITIME INSURANCE CONTRACT IF PROBLEMS OR DAMAGES RESULTED THERE-  
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FROM.

2. NOTING THE ABOVE, THE DEPARTMENT REQUESTS EMBASSY TO DETERMINE WHETHER GOP THROUGH ITS ALLOCATION POLICY AND RECENT ACTIONS, HAS PROPERLY DETERMINED HOW MUCH BUNKER FUEL VESSELS REQUIRE TO GO FROM THE PHILIPPINES TO NEXT

PORTS OF CALL AND WHETHER GOP TAKES INTO ACCOUNT THE SAFETY FACTOR THAT MUST BE CONSIDERED BY THE MASTER IN THE EXERCISE OF "DUE DILIGENCE" IN THE OPERATION OF HIS VESSEL. IF NOT, DEPARTMENT REQUESTS THAT EMBASSY APPROACH APPROPRIATE AGENCIES WITHIN THE GOP REQUESTING THAT THE GOP PERMIT INCLUSION OF SAFETY FACTOR MARGINS DEEMED NECESSARY BY THE MASTER IN THE DETERMINATION OF TOTAL BUNKER FUEL ALLOCATION REQUIREMENTS. BROWN

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## Message Attributes

**Automatic Decaptioning:** X  
**Capture Date:** 01 JAN 1994  
**Channel Indicators:** n/a  
**Current Classification:** UNCLASSIFIED  
**Concepts:** REFUELING, SHIPS, FOREIGN POLICY POSITION  
**Control Number:** n/a  
**Copy:** SINGLE  
**Draft Date:** 04 MAR 1974  
**Decaption Date:** 01 JAN 1960  
**Decaption Note:**  
**Disposition Action:** RELEASED  
**Disposition Approved on Date:**  
**Disposition Authority:** MorefiRH  
**Disposition Case Number:** n/a  
**Disposition Comment:** 25 YEAR REVIEW  
**Disposition Date:** 28 MAY 2004  
**Disposition Event:**  
**Disposition History:** n/a  
**Disposition Reason:**  
**Disposition Remarks:**  
**Document Number:** 1974STATE042842  
**Document Source:** CORE  
**Document Unique ID:** 00  
**Drafter:** JMGARNER;RKBANK:EC  
**Enclosure:** n/a  
**Executive Order:** N/A  
**Errors:** N/A  
**Film Number:** n/a  
**From:** STATE  
**Handling Restrictions:** n/a  
**Image Path:**  
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**Legacy Key:** link1974/newtext/t19740369/aaaacmpt.tel  
**Line Count:** 75  
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**Office:** ORIGIN EA  
**Original Classification:** LIMITED OFFICIAL USE  
**Original Handling Restrictions:** n/a  
**Original Previous Classification:** n/a  
**Original Previous Handling Restrictions:** n/a  
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**Previous Channel Indicators:** n/a  
**Previous Classification:** LIMITED OFFICIAL USE  
**Previous Handling Restrictions:** n/a  
**Reference:** A) MANILA 2149; B) MANILA 2259  
**Review Action:** RELEASED, APPROVED  
**Review Authority:** MorefiRH  
**Review Comment:** n/a  
**Review Content Flags:**  
**Review Date:** 08 AUG 2002  
**Review Event:**  
**Review Exemptions:** n/a  
**Review History:** RELEASED <08-Aug-2002 by rowelle0>; APPROVED <08-Aug-2002 by MorefiRH>  
**Review Markings:**

Declassified/Released  
US Department of State  
EO Systematic Review  
30 JUN 2005

**Review Media Identifier:**  
**Review Referrals:** n/a  
**Review Release Date:** n/a  
**Review Release Event:** n/a  
**Review Transfer Date:**  
**Review Withdrawn Fields:** n/a  
**Secure:** OPEN  
**Status:** NATIVE  
**Subject:** SAFETY FACTOR IN FUEL BUNKERING  
**TAGS:** ETRN, RP, US  
**To:** MANILA  
**Type:** TE  
**Markings:** Declassified/Released US Department of State EO Systematic Review 30 JUN 2005